IN THE UNITED STATES DISTRICT COURT FOR NEBRASKA

TONIA ACKERMAN and DENNIS ACKERMAN,

Case No. 8:17-CV-209

Plaintiffs,

v.

U-PARK, INC,

Defendants.

PLAINTIFF'S APPENDIX IN RESISTANCE TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

COME NOW Plaintiffs, Tonia Ackerman and Dennis Ackerman, by and through their undersigned counsel, and hereby submit this appendix of exhibits in resistance to Defendant's Motion for Summary Judgment.

| Exhibit | Description |
|---------|--|
| 1 | Deposition of Joseph Schmitt, including Dep. Exs. 5, 6, 13 |
| 2 | Selections from the Deposition of Tonia Ackerman, pp. 1-5, 84-136, |
| | 188-191 |
| 3 | Deposition of Phillip Wayne, including Dep. Ex. 28 (Wayne Report) |
| 4 | Portions of Deposition Exhibit 27 |
| 5 | Deposition of Jeremy Swenson |
| 6 | Report of Jeremy Swenson |

Respectfully submitted,

Certificate of Service

The undersigned certifies that the foregoing instrument was served upon the parties to this action by serving a copy upon each of the attorneys listed as receiving notice on January 18, 2019, by E-mail

/s/ Sara Pottebaum

Copy to:

Michael T. Gibbons Woodke & Gibbons, P.C., L.L.O. GREFE & SIDNEY, P.L.C.

By: /s/ Guy R. Cook Guy R. Cook

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